

Atty. Docket No.: 018396/1140

Woitagh, J. 1632

# IN THE UNITED STATES PATENT AND TRADEMARK OF

Application of:

Robinson, et al.

Serial No.:

09/484,629

Filed: Entitled: January 18, 2000

**OBESITY GENE** 

Examiner:

Group Art Unit:

**Commissioner for Patents** Washington, D.C. 20231

#### CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence (and any paper or fee referred to as being enclosed) is being deposited with the United States Post Office as Express Mail on the date indicated below in an envelope addressed to Box: Commissioner for Patents, Washington, D.C. 20231. Express Mail No: EL591998168US

Kathleen M. Williams

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## AMENDMENT UNDER 37 C.F.R. § 1.116

Sir:

This amendment is filed in response to the Office Action mailed in the above-noted U.S. patent application on February 2, 2001. Please amend the application as indicated below.

#### In the Claims:

Please replace claim 23 with the following amended claim 23. A mark-up version showing changes. This claim is attached herewith:

23. (Amended) A transgenic animal possessing the following obese phenotype: (i) a very late onset of obesity, (ii) a highly selective visceral distribution of fat developing on a normal rodent diet, without hyperphagia, (iii) an effect greatly preponderant in males, (iv) a predisposition to excessive dietary-fat induced obesity at an early age, before the phenotype becomes apparent on a normal diet, and (v) a dominant pattern of inheritance; the transgenic animal being obtainable by transformation with a vector of any one of claims 1-7 any one of claims 11 to 14.

### In the Sequence Listing:

Please delete the sequence listing filed November 18, 2000 which contained only nucleotide sequence's and substitute therefor the enclosed sequence listing, which contains both nucleotide and amino acids sequence's. No new matter is introduced by this amendment.

## **SERIAL NO: 09/484,629**

In view of the proposed amendment to the claim and the sequence listing, Applicants submit that all issues raised by the Examiner in the Office Action have been addressed. No new matter is introduced by this amendment.

Applicants therefore respectfully request the reconsideration of the claim.

Respectfully submitted,

Date: April 5, 2001

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